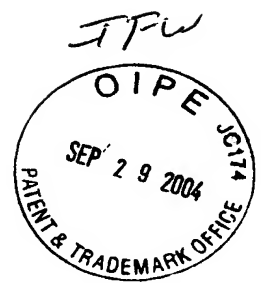


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Yoshimitsu IIDA, et al.  
 Appln. No. 10/069,755  
 Date Filed: February 28, 2002  
 For: SOFT CAPSULE FORMULATIONS

Art Unit: 1617  
 Examiner: E. Webman  
 Washington, D.C.  
 Atty.'s Docket: IIDA=20  
 Date: September 29, 2004



Honorable Commissioner for Patents  
 U.S. Patent and Trademark Office  
 2011 South Clark Place  
 Customer Window, Mail Stop **Amendment**  
 Crystal Plaza Two, Lobby, Room 1B03  
 Arlington, Virginia 22202

**Confirmation No. 3713**

Sir:

Transmitted herewith is a [X]REPLY: **AMENDMENT AND REMARKS** in the above-identified application.

- [ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted  
 [ ] Applicant claims small entity status. See 37 C.F.R. §1.27.  
 [XX] No fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	* 13	MINUS	** 20	0	x 9	\$		x 18	\$
INDEP.	* 3	MINUS	*** 5	0	x 43	\$		x 86	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ 145	\$		+ 289	\$
					ADDITIONAL FEE TOTAL			TOTAL	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- [XX] Conditional Petition for Extension of Time  
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- [ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity		Other Than Small Entity	
Response Filed Within		Response Filed Within	
[ ] First	- \$ 55.00	[ ] First	- \$ 110.00
[ ] Second	- \$ 210.00	[ ] Second	- \$ 420.00
[ ] Third	- \$ 475.00	[ ] Third	- \$ 950.00
[ ] Fourth	- \$ 740.00	[ ] Fourth	- \$ 1480.00
Month After Time Period Set		Month After Time Period Set	

- [ ] Less fees (\$ ) already paid for \_\_\_ month(s) extension of time on \_\_\_\_\_.  
 [ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ \_\_\_\_\_.  
 [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

Facsimile: (202) 737-3528  
 Telephone: (202) 628-5197

BROWDY AND NEIMARK  
 Attorneys for Applicant(s)

By:   
 Sheldon Neimark  
 Registration No. 20,520



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: IIDA=20

In re Application of:	)	Art Unit: 1617
	)	
Yoshimitsu IIDA et al	)	Examiner: E. Webman
	)	
Appln. No.: 10/069,755	)	Washington, D.C.
	)	
Date Filed: February 28, 2002	)	Confirmation No. 3713
	)	
For: SOFT CAPSULES	)	September 29, 2004

**REPLY: AMENDMENT AND REMARKS**

Customer Window, Mail Stop Amendment  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Replying to the Office Action mailed July 20, 2004,  
and based on informal communications with Examiner Webman,  
please amend as follows:

**Amendments to the Claims** are reflected in the listing of  
claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.